

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

ORDER

Deepak Khosla

Vs. Union of India

S.B.CR.MISC. PETITION NO.929/2003

DATE OF ORDER

::

July 19, 2006

PRESENT

HON'BLE MR.JUSTICE H.R.PANWAR

Mr.Sunil Mehta, for the petitioner.
Mr.N.M.Lodha, for Union of India.

BY THE COURT:

By the instant criminal misc. petition under section 482 Cr.P.C., the petitioner has challenged the order dt. dt. 23.9.2003 passed by the Additional Chief Judicial Magistrate (Economic Offences), Jodhpur (for short 'the trial court' hereinafter), whereby the trial court declined to dispense with the personal appearance of the accused-petitioner on the ground of his long absence from the court and forfeited the bail bonds filed by him.

From the record, it appears that the petitioner has since long been not appearing before the trial court and on most of the

occasions, his personal appearance was dispensed with. On the relevant date, the trial court did not find the reasonable ground to dispense with the personal appearance and, therefore, the bail bonds were forfeited when the accused failed to appear before the trial court. It cannot be said that the order impugned would result in serious miscarriage of justice or abuse of process of any court. It is for the accused-petitioner to appear before the trial court and face the trial.

The petition has no force and, therefore, it is dismissed. Ad interim stay order dt. 22.10.2003 is vacated. The stay petition also stands dismissed.

[H.R.PANWAR],J.

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